



EPW

PTO/SB/21 (09-04)
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

| | |
|------------------------|----------------------|
| Application Number | 10/827,133 |
| Filing Date | April 19, 2004 |
| First Named Inventor | Michae Allen |
| Art Unit | 1636 |
| Examiner Name | Jennifer Ann Dunston |
| Attorney Docket Number | 6704-29 |

ENCLOSURES (Check all that apply)

- | | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Statement under 37 CFR 3.73 (b) - Executed Assignment - Return Receipt Postcard |
|--|---|---|

Remarks

The attached documents are being submitted to effectuate the change in Power of Attorney and correspondence address.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|--|----------|--------|
| Firm Name | Ruden, McClosky, Smith, Schuster & Russell, P.A. | | |
| Signature | | | |
| Printed name | Stanley A. Kim, Ph.D., Esq. | | |
| Date | August 30, 2005 | Reg. No. | 42,730 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|-----------------------------|------|-----------------|
| Signature | | | |
| Typed or printed name | Stanley A. Kim, Ph.D., Esq. | Date | August 30, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/82 (04-05)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

| | |
|------------------------|----------------------|
| Application Number | 10/827,133 |
| Filing Date | April 19, 2004 |
| First Named Inventor | Michael Allen |
| Art Unit | 1636 |
| Examiner Name | Jennifer Ann Dunston |
| Attorney Docket Number | 6704-29 |

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number: 43,463

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with
Customer Number:

43,463

OR

☐ Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature

Name

Fred D. Tompkins

Date

June 23, 2005

Telephone

(865) 974-1882

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: University of Tennessee Research Foundation

Application No./Patent No.: 10/827,133 Filed/Issue Date: April 19, 2004

Entitled: DESTABILIZED BIOLUMINESCENT PROTEINS

University of Tennessee Research Foundation, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

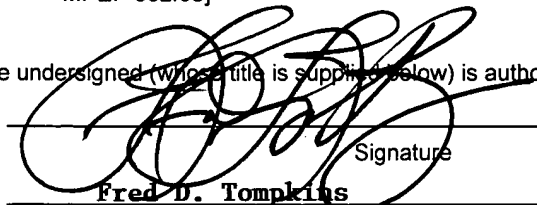
1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.


Signature

Fred D. Tompkins

Printed or Typed Name

President

Title

June 23, 2005

Date

(865) 974-1882

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT

WHEREAS, I/We (hereinafter referred to as "ASSIGNOR") have invented certain new and useful improvement for DESTABILIZED BIOLUMINESCENT PROTEINS for which I/We have on April 19, 2004, executed an application for Letters Patent of the United States, and

WHEREAS, UNIVERSITY OF TENNESSEE RESEARCH FOUNDATION, existing by virtue of the laws of the State of Tennessee, and having an office at 1534 White Avenue, Suite 403, Knoxville, Tennessee 37996-1527, (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the entire right, title and interest in and to the said inventions or improvements and in and to said application, and in, to and under any and all Letters Patent which may be granted on or as a result thereof:

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, the ASSIGNOR does hereby sell and assign to the ASSIGNEE, its successors and assigns, the ASSIGNOR'S entire right, title and interest in and to the said invention and in and to the said application and all patents which may be granted therefor, and all divisions, reissues, substitutions, continuations and extensions thereof; and the ASSIGNOR hereby authorizes and requests the Commissioner of Patents to issue all patents for said invention, or patents resulting therefrom, insofar as the ASSIGNOR'S interest is concerned, to the ASSIGNEE.

The ASSIGNOR also hereby sells and assigns to the ASSIGNEE, the ASSIGNEE'S successors and assigns, the ASSIGNOR'S foreign rights to the invention disclosed in said application, in all patent-granting countries of the world, including the right to file applications and obtain patents for said invention in the ASSIGNEE'S own name in said countries and including all rights of priority in said countries under the terms of the International Convention for the Protection of Industrial Property, and the ASSIGNOR further agrees to execute any and all patent applications, assignments, affidavits, and any other papers in connection therewith necessary to perfect such patent rights.

The ASSIGNOR also hereby agrees, at the request and expense of the ASSIGNEE, to testify in any legal proceedings, sign all lawful papers, make all lawful oaths, and generally do everything possible to aid said ASSIGNEE, the ASSIGNEE'S successors and assigns, to obtain and enforce proper patent protection for said invention in all countries.

The ASSIGNOR also hereby grants Stanley A. Kim, Reg. No. 42,730; Amy A. Ostrom, Reg. No. 52,088; and Matthew S. Nelles, Reg. No. 38,570, the power to insert on this Assignment any further identification which may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office for recordation of this document.

Date: 5-4-05

Michael S. Allen
Michael S. Allen

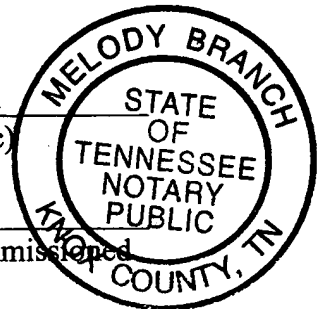
State of Tennessee)
) :ss
County of Knox)

Before me, a notary public, in and for the State and County aforesaid, on this 4 day of May, 2005, personally appeared Michael S. Allen, who being personally known to me, and who having been by me first duly sworn, did acknowledge the foregoing instrument as his free deed and act, signed, sealed and delivered by him for the purpose therein stated and intending to be bound thereby and intending that said instrument be recorded.

(Notary Seal)

Melody Branch
(Signature of Notary Public)

Melody Branch
(Print, Type or Stamp Commissioned
Name of Notary Public)



My Commission expires:

My Commission Exp. Feb. 8, 2009

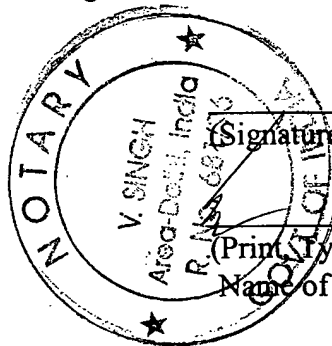
Date: May, 10, 2005Rakesh GuptaState of INDIA)
) :ss
County of _____)

Before me, a notary public, in and for the State and County aforesaid, on this 23rd day of August, 2005, personally appeared Rakesh Gupta, who being personally known to me, and who having been by me first duly sworn, did acknowledge the foregoing instrument as his free deed and act, signed, sealed and delivered by him for the purpose therein stated and intending to be bound thereby and intending that said instrument be recorded.

(Notary Seal)



Date: _____



(Signature of Notary Public)

Vijender Chahal (Advocate)
Notary Public
Chamber No. 660 Patiala House
New Delhi, India
23 AUG 2005

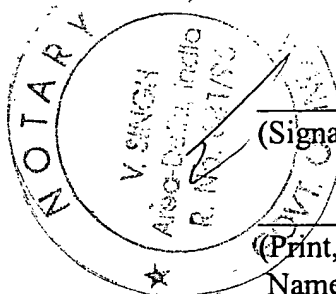
My Commission expires:

My Commission
Expires on 17/12/2007

Gary S. SaylerState of _____)
) :ss
County of _____)

Before me, a notary public, in and for the State and County aforesaid, on this ____ day of _____, 2005, personally appeared Gary S. Sayler, who being personally known to me, and who having been by me first duly sworn, did acknowledge the foregoing instrument as his free deed and act, signed, sealed and delivered by him for the purpose therein stated and intending to be bound thereby and intending that said instrument be recorded.

(Notary Seal)



(Signature of Notary Public)

Vijender Chahal (Advocate)
Notary Public
Chamber No. 660 Patiala House
New Delhi, India

My Commission expires:

My Commission
Expires on 17/12/2007

23 AUG 2005

Date: _____

Rakesh GuptaState of _____)
) :ss
County of _____)

Before me, a notary public, in and for the State and County aforesaid, on this ____ day of _____, 2005, personally appeared Rakesh Gupta, who being personally known to me, and who having been by me first duly sworn, did acknowledge the foregoing instrument as his free deed and act, signed, sealed and delivered by him for the purpose therein stated and intending to be bound thereby and intending that said instrument be recorded.

(Notary Seal)

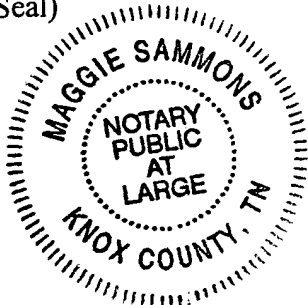
(Signature of Notary Public)_____
(Print, Type or Stamp Commissioned
Name of Notary Public)

My Commission expires:

Date: 4-21-05_____
Gary S. SaylerState of Tennessee)
) :ss 501-56-2809
County of Granger)

Before me, a notary public, in and for the State and County aforesaid, on this 21st day of April, 2005, personally appeared Gary S. Sayler, who being personally known to me, and who having been by me first duly sworn, did acknowledge the foregoing instrument as his free deed and act, signed, sealed and delivered by him for the purpose therein stated and intending to be bound thereby and intending that said instrument be recorded.

(Notary Seal)

_____
(Signature of Notary Public)_____
(Print, Type or Stamp Commissioned
Name of Notary Public)My Commission expires: 9/4/05